

1 **UNITED STATES DISTRICT COURT**

2 **DISTRICT OF NEVADA**

3 MATTHEW ERIC HARGRAVE,)

4 Petitioner,)

5 vs.)

6 BRIAN WILLIAMS, *et al.*,)

7 Respondents.)

Case No. 2:13-cv-02228-GMN-PAL

ORDER

8
9 This action is a *pro se* petition for a writ of habeas corpus filed pursuant to 28 U.S.C. § 2254,
10 by a Nevada state prisoner. Petitioner has submitted a motion for leave to proceed *in forma pauperis*
11 and a petition for a writ of habeas corpus. Based on the information regarding petitioner's financial
12 status, the motion to proceed *in forma pauperis* is denied. Petitioner must pay the \$5.00 filing fee
13 for habeas corpus actions. 28 U.S.C. § 1914(a). Petitioner shall be given an opportunity to pay the
14 fee in this action.

15 **IT IS THEREFORE ORDERED** that the motion for leave to proceed *in forma pauperis*
16 (ECF No. 1) is **DENIED**. Petitioner shall have **thirty (30) days** from the date this order is entered in
17 which to have the \$5.00 filing fee sent to the Clerk. Failure to do so may result in the dismissal of
18 this action.

19 **IT IS FURTHER ORDERED** that the Clerk **SHALL SEND** petitioner two copies of this
20 order. Petitioner is ordered to make the necessary arrangements to have one copy of this order
21 attached to the check in the amount of the \$5.00 filing fee.

22 **IT IS FURTHER ORDERED** that the Clerk shall **RETAIN** the petition but not file it at
23 this time.

24 **DATED** this 10th day of December, 2013.

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27 _____
28 Gloria M. Navarro
United States District Judge